

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mark Herrmann, et al. Art Unit : 2157
Serial No. : 09/599,675 Examiner : Lashonda Jacobs
Filed : June 22, 2000 Conf. No. : 7511
Title : CAPTURING ADVERTISING REQUESTS FROM A USER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON
FAILURE TO RECEIVE NOTICE OF ALLOWANCE

In accordance with MPEP §711.03(c)(I)(A), we hereby petition to withdraw the holding of abandonment in the subject application for failure to respond to the Notice Of Allowance dated October 5, 2007.

The undersigned hereby confirms that the Notice Of Allowance dated October 5, 2007 was not received at the correspondence address of record, and that a search of our firm's record(s), including any file jacket or the equivalent, and the application contents, indicates that the Notice Of Allowance was not received.

The enclosed copy of our master docketing records (Exhibit B) confirms that the Notice Of Allowance case (10984-287001) was not docketed for payment on January 5, 2008 (which is three months following the date of the Notice). The enclosed copy of our mail log from October 5, 2007 through October 31, 2007 (Exhibit A) further confirms that the Notice Of Allowance was not received.

We are also submitting a Declaration of Janine M. Goodwin, a docketing specialist at our firm, describing docketing procedures used by Fish & Richardson, and attesting that the Notice Of Allowance dated October 5, 2007 was not received.

Adjustment date: 03/17/2008 CKHLOK
01/25/2008 INTEFSW 00001018 061050 09599675
02 FC:1504 300.00 CR

Applicant : Mark Herrmann, et al.
Serial No. : 09/599,675
Filed : June 22, 2000
Page : 2

Attorney's Docket No.: 10984-287001

The undersigned learned of the Notice of Allowance via a routine status check of the PTO's PAIR database on January 15, 2008.

In view of the foregoing, Applicants respectfully request for the Examiner to withdraw the holding of abandonment in this case and to accept the issue fee that is being paid herewith.

Applicants' undersigned attorney can be reached in our Boston Office at 617-521-7896.

Please charge any fees necessary for this Petition to Deposit Account No. 06-1050.

Respectfully submitted,

Date: January 24, 2008



Paul A. Pysher
Reg. No. 40,780

Fish & Richardson P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906
21834387.doc

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND												
1 Date of Request: 03/12/08		2 Serial/Patent # 09599675										
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT								
	Filing			\$								
	Amendment			\$								
	Extension of Time			\$								
	Notice of Appeal/Appeal			\$								
	Petition			\$								
	Issue			\$								
	Cert of Correction/Terminal Disc.			\$								
	Maintenance			\$								
	Assignment			\$								
X	Other Publication Fee	none	01/24/08	\$ 300.00								
			7 TOTAL AMOUNT OF REFUND		\$ 300.00							
10 REASON:		8 TO BE REFUNDED BY:										
	Overpayment	Treasury Check										
	Duplicate Payment	Credit Deposit A/C #:										
X	No Fee Due (Explanation):	9 <table border="1" style="display: inline-table; border-collapse: collapse; text-align: center;"> <tr> <td style="width: 20px;">0</td> <td style="width: 20px;">6</td> <td style="width: 20px;">--</td> <td style="width: 20px;">1</td> <td style="width: 20px;">0</td> <td style="width: 20px;">5</td> <td style="width: 20px;">0</td> </tr> </table>				0	6	--	1	0	5	0
0	6	--	1	0	5	0						
Publication fee is not required.												
11 REFUND REQUESTED BY:												
TYPED/PRINTED NAME: Paul Shanoski		TITLE: Senior Attorney										
SIGNATURE:		PHONE: 571-272-3225										
OFFICE: Office of Petitions												
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****												
APPROVED:		DATE: 3/17/08										

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to: